**APPLICATION AND CONSENT TO SET ASIDE DEFAULT JUDGMENT AND DISCONTINUANCE**

[*SUPREME/DISTRICT/MAGISTRATES*] **Delete all but one** COURT OF SOUTH AUSTRALIA

CIVIL JURISDICTION

[*MINOR CIVIL*] **If applicable**

[*NAME OF LIST*] LIST **If applicable**

**Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.**

First Applicant

First Respondent

|  |  |
| --- | --- |
| Lodging Party |  |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** |
| Name of law firm / solicitor**If any** |  |  |
| **Law Firm** | **Solicitor** |

|  |
| --- |
| **Application and Consent to Set Aside Judgment and Discontinuance of Action** |
| 1. The default judgment entered on [date] is set aside.
2. The applicant discontinues the action.
3. No order as to costs.

**Execution by or on behalf of the applicant(s) To be signed EITHER by solicitor OR by applicant(s)**…………………………………………Signature of solicitor for applicants…………………………………………Name printed………………………….Date…………………………………………Signature of applicant(s)…………………………………………Name(s) printed………………………….Date**Execution by or on behalf of the respondent(s) To be signed EITHER by solicitor OR by applicant(s)**…………………………………………Signature of solicitor for respondent(s)…………………………………………Name printed………………………….Date…………………………………………Signature of respondent(s)…………………………………………Name(s) printed………………………….Date |